



BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY
FEDERAL ENERGY REGULATORY COMMISSION

FirstLight Hydro Generating Company

Project No. 2662-012

NOTICE OF PROPOSED RESTRICTED SERVICE LIST
FOR A PROGRAMMATIC AGREEMENT FOR MANAGING
PROPERTIES INCLUDED IN OR ELIGIBLE FOR INCLUSION IN
THE NATIONAL REGISTER OF HISTORIC PLACES

Rule 2010 of the Federal Energy Regulatory Commission's (Commission) Rules of Practice and Procedure provides that, to eliminate unnecessary expense or improve administrative efficiency, the Secretary may establish a restricted service list for a particular phase or issue in a proceeding.¹ The restricted service list should contain the names of persons on the service list who, in the judgment of the decisional authority establishing the list, are active participants with respect to the phase or issue in the proceeding for which the list is established.

The Commission staff is consulting with the Connecticut State Historic Preservation Officer (hereinafter, Connecticut SHPO), and the Advisory Council on Historic Preservation (hereinafter, Advisory Council) pursuant to the Advisory Council's regulations, 36 CFR Part 800, implementing section 106 of the National Historic Preservation Act, *as amended*, (16 USC section 470 f), to prepare and execute a programmatic agreement for managing properties included in, or eligible for inclusion in, the National Register of Historic Places that could be affected by issuance of a new license for the Scotland Hydroelectric Project No. 2662.

The programmatic agreement, when executed by the Commission and the Connecticut SHPO would satisfy the Commission's section 106 responsibilities for all individual undertakings carried out in accordance with the license until the license expires or is terminated (36 CFR 800.13[e]). The Commission's responsibilities pursuant to section 106 for the Scotland Hydroelectric Project would be fulfilled through the programmatic agreement, which the Commission proposes to draft in consultation with certain parties listed below. The executed programmatic agreement would be incorporated into any Order issuing a license.

¹ 18 CFR section 385.2010.

FirstLight Hydro Generating Company, as the licensee for the Scotland Hydroelectric Project No. 2662, and the Mashantucket Pequot Tribe of Connecticut have expressed an interest in this proceeding and are invited to participate in consultations to develop the programmatic agreement.

For purposes of commenting on the programmatic agreement, we propose to restrict the service list for the aforementioned project as follows:

John Eddins or Representative
Office of Planning and Review
Advisory Council on Historic Preservation
1100 Pennsylvania Ave., NW, Suite 803
Washington, D.C. 20004

Richard Laudenat or Representative
FirstLight Hydro Generating Company
143 West Street Ext., Suite E
New Milford, CT 06776

Daniel Forrest or Representative
Archaeologist/Environmental Review
Coordinator
Historic Preservation and Museum Division
One Constitution Plaza, 2nd Floor
Hartford, CT 06103

Kathleen Knowles or Representative
Tribal Historic Preservation Officer
Mashantucket Pequot Tribe of Connecticut
550 Trolley Line Blvd.
Mashantucket, CT 06338-3202

Any person on the official service list for the above-captioned proceeding may request inclusion on the restricted service list, or may request that a restricted service list not be established, by filing a motion to that effect within 15 days of this notice date. In a request for inclusion, please identify the reason(s) why there is an interest to be included. Also please identify any concerns about historic properties, including Traditional Cultural Properties. If historic properties are to be identified within the motion, please use a separate page, and label it **NON-PUBLIC** Information.

Any such motions may be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's website (<http://www.ferc.gov/docs-filing/ferconline.asp>) under the "eFiling" link. For a simpler method of submitting text only comments, click on "eComment." For assistance, please contact FERC Online Support at FERCOnlineSupport@ferc.gov; call toll-free at (866) 208-3676; or, for TTY, contact (202) 502-8659. Although the Commission strongly encourages electronic filing, documents may also be paper-filed. To paper-file, mail an original and seven copies to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426. Please put the project number (P-2662-012) on the first page of the filing.

If no such motions are filed, the restricted service list will be effective at the end of the 15-day period. Otherwise, a further notice will be issued ruling on any motion or motions filed within the 15-day period.

Dated: May 10, 2012

Kimberly D. Bose,
Secretary.

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